

House Judiciary Committee Amendment # 1

Amendment No. 1 to SB3459

**Beavers
Signature of Sponsor**

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 3459*

House Bill No. 4001

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. This act shall be known, and may be cited as, the "Racial Profiling Prevention Act."

SECTION 2. Tennessee Code Annotated, Title 38, Chapter 1, Part 1, is amended by adding the following new sections as a new part 5:

§ 38-1-501. As used in this part, unless the context requires otherwise:

(1) "Law enforcement agency" means the sheriff's office of any county, the police department of any city or municipality, or the Tennessee highway patrol;

(2) "Law enforcement officer" means a sworn officer of a law enforcement agency; and

(3) "Racial profiling" means the detention, interdiction or other disparate treatment of an individual solely on the basis of their actual or perceived race, color, ethnicity, national origin, and religion.

§ 38-1-502.

Every law enforcement agency is strongly encouraged to adopt a written policy that prohibits racial profiling on or before January 1, 2010.

SECTION 3. This act shall take effect July 1, 2008, the public welfare requiring it.